

PLAINTIFFS' EXHIBIT 25 TO OPPOSITION TO MOTION FOR SUMMARY JUDGMENT

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
(WORCESTER DIVISION)

G, a 12-year-old minor suing by a :
fictitious name for privacy reasons, :
MOTHER and FATHER, suing under :
fictitious names to protect the :
identity and privacy of G, their :
minor child, :
Plaintiffs :
vs. :Case No.15-cv-40116-TSH
THE FAY SCHOOL (by and through its :
Board of Trustees) and ROBERT :
GUSTAVSON, :
Defendants. :

VIDEOTAPED DEPOSITION OF [REDACTED]
Tuesday, June 7, 2016
10:00 A.M.
20 Lovers Lane
Southborough, Massachusetts

- - -
Linda S. Pezza, CSR
WARROOM DSI
103 Dyer Street
Providence, Rhode Island 02903
401.621.7300

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1 Q Has anyone ever asked you if you wanted to go back
2 to Fay School next year?

3 A Um, yeah, my mom has asked me, but I -- I can't
4 really decide.

5 Q You can't decide between Waldorf and Fay?

6 A Yeah.

7 Q Do you ever get any headaches at The Waldorf
8 School?

9 A Uh, no.

10 Q When's the last time you got a headache?

11 A I think it was the, um -- well, I've gotten
12 headaches there, but they're not as bad. I've only gotten
13 three there, I think, um, and the last time I got one was,
14 like, a couple of months ago.

15 Q Okay. Do you take any medications for your
16 headaches?

17 A Um, no.

18 Q Have you ever taken any medications for your
19 headaches?

20 A Yes, I did, but it -- um, I think it started
21 making it worse, so we stopped.

22 Q Do you remember when you took medications for your
23 headache?

24 A It was after I saw, uh, Dr. Dinakar.

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1 Q Um, tell me why it was that you, in your own
2 words, why you liked the Fay School?

3 A Um, everybody was friendly there, and it's just,
4 like, uh, the teachers are nice, and, um, there's -- the
5 classes are, like, interesting, I guess, and the -- I -- I
6 just -- it's a friendly place to be, I guess.

7 Q Um, all right. There was nothing about it that
8 bothered you?

9 A No, except for the headaches.

10 Q Okay. Um, now, in answer to one of Jaimie
11 McKean's questions, um, you said that sometimes it was,
12 quote, really bad, your headache, do you remember saying
13 that?

14 A Yes.

15 Q Um, how many times at Fay was it, during your
16 seventh grade year, was it really bad?

17 A Um, probably, like, two out of three.

18 Q Every two out of three times?

19 A Yeah.

20 Q Okay. And sometimes when you had headaches, did
21 you want to stay?

22 A Um, yeah, I did, but they --

23 Q Why did you want to stay?

24 A I -- just -- they weren't that bad and I thought I

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1 could still keep working.

2 Q Okay. And you never used your -- you never used
3 your headaches as a way to get out of work, did you?

4 A No.

5 Q Was there a place at Fay where you would walk by
6 where the headaches or any symptoms were worse?

7 A Um, whenever I walked by the library, actually, my
8 ear, it would feel like it was full of water, and, um, I
9 don't know why.

10 Q Uh, where, um, how many times did that happen?

11 A Every time I walked by.

12 Q Okay. And how many times did you walk by the
13 library?

14 A I -- I don't know, like, maybe every day.

15 Q Okay. You were asked some questions about
16 sometimes when you'd get home and your mom would ask you if
17 you had a headache, um, Ms. McKean asked you whether
18 sometimes you weren't sure whether you'd had a headache and
19 maybe being asked that you had a headache maybe made you
20 think you had one when you didn't?

21 MS. McKEAN: Objection.

22 A Um, maybe, but, um, only if I was -- it -- I would
23 have -- well, I would have, like, noticed if she said, like,
24 oh, did you have a headache, and I started getting a